

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Eric L. Barsness, et al. : Date: August 13, 2010  
Group Art Unit: 2161 : IBM Corporation  
Examiner: Cindy Nguyen : Intellectual Property Law  
Serial No.: 10/824,054 : Dept. 917, Bldg. 006-1  
Filed: April 14, 2004 : 3605 Highway 52 North  
Title: DYNAMICALLY MANAGING  
COMPUTER RESOURCES BASED ON  
VALUATIONS OF WORK ITEMS BEING  
PROCESSED

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 2313-1450

Sir of Madam:

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner dated May 13, 2010, finally rejecting claims 6-9, 23-26 and 28-43.

The appeal fee pursuant to 37 C.F.R. §41.20(b) for other than a small entity is \$540.00. Please charge Deposit Account No. 09-0465 in the amount of \$540.00.

Docket No.: ROC920030052US1  
Serial No.: 10/824,054

The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 09-0465:

- (a) Any additional filing fees under 37 C.F.R. §1.16; and
- (b) Any patent application processing fees under 37 C.F.R. §1.17.

Respectfully submitted,  
ERIC L. BARSNESS, et al.



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